10/510,067 Application Number RANSMITTAL October 4, 2004 Filing Date **FORM** First Named Inventor Craig W. Lindsley Art Unit 1624 or all correspondence after initial filing) Examiner Name P. Kidwell 21078YP Total Number of Pages in This Submission Attorney Docket Number **ENCLOSURES** (Check all that apply) After Allowance Communication Drawing(s) Fee Transmittal Form to Technology Center (TC) Licensing-related Papers Fee Attached Appeal Communication to Board Petition of Appeals and Interferences Amendment/Reply Petition to Convert to a Appeal Communication to TC **Provisional Application** After Final (Appeal Notice, Brief, Reply Brief) Power of Attorney, Revocation Affidavits/declaration(s) Proprietary Information Change of Correspondence Address Extension of Time Request Status Letter Terminal Disclaimer Express Abandonment Request Other Enclosure(s) (please Request for Refund Identify below): Information Disclosure Statement CD, Number of CD(s) Certified Copy of Priority Document(s) Remarks - Supplemental Information Disclosure Statement enclosed Response to Missing Parts/ Incomplete Application - 1 reference attached Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Registration No. (Attorney/Agent) 50,149 Name Matthew A. Left Signature 4/19/2006 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on this date: 4/19/06 Typed or printed Stephanie Ricardo

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Signature

Date

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Page 1 of 2 OIPE 42 APR 2 4 2006

HE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Lindsley, et al.

Serial No. 10/510,067 Filed: October 4, 2004

For: INHIBITORS OF AKT ACTIVITY

Art Unit: 1624

Examiner: P. Kidwell

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

SUPPLEMENTAL

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

Sir:

- 1. In compliance with 37 C.F.R. 1.97, submitted on the attached form herewith is a list of patents, publications or other information which are requested to be made of record in this application. This Information Disclosure Statement is not an admission that any patent, publication or other information referred to herein is "prior art" for this invention. In accordance with 37 C.F.R. 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. 1.56(b).
- 2. In accordance with 37 C.F.R. 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.
- 3. Applicants respectfully request that the Examiner initial the attached form after reviewing the pertinence of each reference.
- 4. Pursuant to 37 C.F.R. 1.98 (a)(2)(ii), copies of each cited U.S. patent and each U.S. patent application publication are not enclosed herewith.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date appearing below.

MERCK & CO., INC.

By Stophonie Ricards Date 4-19-00

INFORMATION DISCLOSURE STATEMENT

5. Pursuant to 37 C.F.R. 1.98(d), copies of references listed on the attached form that were submitted to or cited by the Office in a related application upon which the instant application relies for an earlier filing date under 35 U.S.C. 120 are not enclosed. Related application(s) in which references were submitted to or cited by the Office are as follows:

| | | RELATED APPLICATION | | |
|--------|--|---|---------------------------|--|
| | U. S. SERIAL NUMBER | FILING DATE | MERCK CASE | |
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| lf thi | s is inconvenient, additional copies will be submitted upon reques | t. | , | |
| 6 | i. In accordance with 37 C.F.R. 1.97, (check one) | | | |
| | the attached information is filed within three months of the filing da | te of the captioned case. | | |
| | the attached information is filed more than three months after the f Office Action on the merits. | iling date but prior to the n | nailing of a first | |
| | the attached information is filed before the mailing of a first Office a examination under §1.114. | action after the filing of a re | equest for continued | |
| | the attached information is being filed more than three months after Office Action on the merits, but before the mailing date of a Final A otherwise closes prosecution in the application. The enclosed aut Account No. 13-2755 for the fee required under 37 C.F.R. 1.17(p). | action, Notice of Allowance horization is therefore give | e, or an action that | |
| V | each item of information contained in this Information Disclosure S from a foreign patent office in a counterpart foreign application not Statement. | | | |
| | each item of information contained in the information disclosure st from a foreign patent office in a counterpart application and this codesignated in §1.56(c) more than thirty days prior to the filing of the | ommunication was not rece | eived by any individual | |
| | no item of information contained in this Information Disclosure Staforeign patent office in a counterpart foreign application, and, to the after making reasonable inquiry, was known to any individual designanths prior to the filing of this Statement. | e knowledge of the person | signing the certification | |
| | | Respectfully submitted, | | |
| | | By: Matthew A. Leff | | |
| | | | licant(s) | |
| | | Reg. No. <u>50,149</u> MERCK & CO., INC. | | |
| | | Patent Dept., RY60-30 | | |
| | | P.O. Box 2000 Rahway, N.J. 07065-090 | 7 | |
| | | (732)594- <u>1404</u> | | |

Date: April 19, 2006

| Substitute for form 1449A/PTO | COMPLETE IF KNOWN | | |
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| INFORMATION DISCLOSURE | Application Number | 10/510,067 | |
| STATEMENT BY APPLICANT | Filing Date | October 4, 2004 | |
| STATEMENT BY APPLICANT | First Named Inventor | Craig W. Lindsley | |
| APR 2 4 2006 | Group Art Unit | 1624 | |
| (use as many prieets as necessary) | Examiner Name | P. Kidwell | |
| of 2 | Attorney Docket Number | 21078YP | |

| U.S. PATENT DOCUMENTS | | | | | | |
|-----------------------|-------------|--------------------|--|--|--|--|
| Examiner Initials* | Cite No. | U.S. Patent Docume | | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document MM-DD-YYYY | |
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| | FOREIGN PATENT DOCUMENTS | | | | | |
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| F | Cite No. | Foreign Patent Document | | | Date of Publication of | |
| Examiner Initials* | | Office | Number | Kind Code (if known) | Name of Patentee or Applicant of Cited Document | Cited Document MM-DD-YYYY |
| | | PCT | WO 02/83138 | | Merck & Co., Inc. | 10/24/2002 |
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Examiner Signature Date Considered *Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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| Substitute for form 1449B/PTO | | | Patent and Trademark Office; U.S DEPARTMENT OF COMMERCE COMPLETE IF KNOWN | | | |
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| APR ise as wany shee | ets as nece | essary) | Examiner Name | P. Kidwell | | |
| Sheet | of | 2 | Attorney Docket Number | 21078YP | | |

| NON PATENT LITERATURE DOCUMENTS | | | | | |
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| Examiner Initials* | Cite No. | Include name of the author, title, date, page(s), volume-issue number(s) and place of publication. | | | |
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